

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>08-382</u>
v.	:	DATE FILED: <u>July 1, 2008</u>
DENNIS CLARK II	:	VIOLATIONS:
	:	18 U.S.C. § 371 (conspiracy - 1 count)
	:	18 U.S.C. § 1344 (bank fraud - 6 counts)
	:	18 U.S.C. § 1028A (aggravated identity
	:	theft - 10 counts)
	:	18 U.S.C. § 1030 (unauthorized use of
	:	computer - 1 count)
	:	18 U.S.C. § 2 (aiding & abetting)
	:	Notice of Forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. The following were financial institutions, the deposits of which were insured by the Federal Deposit Insurance Corporation:

- a) Citizens Bank;
- b) Sovereign Bank;
- c) M&T Bank;
- d) Wachovia Bank;
- e) PNC Bank; and
- f) Commerce Bank.

2. Defendant DENNIS CLARK II was an employee of Prudential Insurance, working in the financial services division of Prudential Insurance's operations facility, 2101

Welsh Road, Dresher, Pennsylvania, with computer access to bank account and personal information for Prudential Insurance customers, who also were account holders with Citizens Bank, Sovereign Bank, M&T Bank, Wachovia Bank, PNC Bank, or Commerce Bank.

3. From on or about December 1, 2006 through on or about December 10, 2007, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendant

DENNIS CLARK II

conspired and agreed, with others known and unknown to the grand jury, to commit offenses against the United States, that is, to knowingly execute and attempt to execute a scheme to defraud Citizens Bank, Sovereign Bank, M&T Bank, Wachovia Bank, PNC Bank, and Commerce Bank, in violation of Title 18, United States Code, Section 1344, and to knowingly and without lawful authority use a means of identification of another person, during and in relation to a bank fraud, in violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

MANNER AND MEANS

4. Defendant DENNIS CLARK II and his co-conspirators used stolen identification information to cash fraudulent checks and make fraudulent withdrawals from the victims' bank accounts.

5. Defendant DENNIS CLARK II, an employee of Prudential Insurance,

was recruited by co-conspirators, known to the grand jury and identified here by the numbers 1

through 4, to provide them with the names, addresses, dates of birth, social security numbers, and bank names and account numbers for Prudential Insurance customers that fit specified criteria,

such as age, sex, or a particular bank.

6. Defendant DENNIS CLARK II used his position at Prudential Insurance to improperly access computerized information for Prudential Insurance customers, which information he provided to Co-Conspirators 1 through 4. This information included victim names, addresses, social security numbers, dates of birth, and bank account information.

7. Defendant DENNIS CLARK II was paid by his co-conspirators for the Prudential Insurance customer information that he provided to them.

8. Co-Conspirators 1, 3 and 4 provided the stolen Prudential Insurance customer personal and bank account information to other individuals involved in the scheme who manufactured false photographic identifications in the name of those customers of Prudential Insurance, using the picture of individuals recruited to act as “check runners,” for use in the cashing of fraudulent checks and making of fraudulent withdrawals from the bank accounts of those Prudential Insurance customers.

9. Armed with false identification and fraudulent checks, these check-runners posed as customers of the banks to cash or attempt to cash checks made payable to those customers, or withdraw or attempt to withdraw money from those customers’ accounts,

totaling

an amount in excess of approximately \$215,000.

OVERT ACTS

In furtherance of the conspiracy, defendant DENNIS CLARK and his co-conspirators committed the following overt acts in the Eastern District of Pennsylvania and elsewhere:

1. Between on or about December 1, 2006 and on or about September 20, 2007, on approximately four to six occasions, defendant DENNIS CLARK II provided Co-Conspirator 1 with approximately forty to sixty Prudential Insurance customers' bank account and personal information, including names, social security numbers, dates of birth, bank name, and bank account number.

2. Between on or about December 1, 2006 and on or about December 10, 2007, Co-Conspirator 1 provided others with the customer bank account and personal information for approximately forty to sixty Prudential Insurance customers received from defendant DENNIS CLARK II, and Co-Conspirator 1 paid CLARK approximately \$2,000 for that account information.

3. Between on or about December 1, 2006 and on or about September 20, 2007, defendant DENNIS CLARK II provided Co-Conspirator 2 and Co-Conspirator 3 with approximately ten Prudential Insurance customers' bank account and personal information, including names, social security numbers, dates of birth, bank name, and bank account number, for Prudential Insurance customers who had bank accounts with Citizens Bank.

4. Between on or about December 1, 2006 and on or about December 10, 2007, Co-Conspirator 3 provided others with the Citizens Bank customer bank account and

personal information received from defendant DENNIS CLARK II, and Co-Conspirator 2 and Co-Conspirator 3 paid CLARK approximately \$2,000 for that Citizens Bank customers' account information.

5. Between on or about December 1, 2006 and on or about September 20, 2007, defendant DENNIS CLARK II provided Co-Conspirator 4 with bank account and personal information, including names, social security numbers, dates of birth, bank name, and bank account number, for approximately sixty to seventy Prudential Insurance customers.

6. Between on or about December 1, 2006 and on or about December 10, 2007, Co-Conspirator 4 and others provided other individuals with the Prudential Insurance customer bank account and personal information received from defendant DENNIS CLARK II, and Co-Conspirator 4 paid CLARK approximately \$1,750 for that account information.

7. On or about September 11, 2007, September 17, 2007 and September 20, 2007, during business hours, defendant DENNIS CLARK II, using the Prudential Insurance computer system, selected victim customers and copied the names, dates of birth, sex, social security numbers, and bank account information, which he took with him when he left work.

8. On or about September 17, 2007, Clark took from Prudential the names, dates of birth, and social security numbers of nine Prudential Insurance customers, referred to here as I.N., D.G., H.M., Ma.Ka., C.B., Ma.Kr., C.C., C.McC., and S.G., respectively.

9. Between on or about September 7, 2006 and on or about December 10, 2007, Co-Conspirators 1, 3 and 4 provided other persons involved in the scheme with the Prudential Insurance customer bank account and personal information that they had received

from defendant DENNIS CLARK II, and those other individuals used that information to acquire or attempt to acquire approximately \$215,710 from Citizens Bank, Sovereign Bank, M&T Bank, Wachovia Bank, PNC Bank, and Commerce Bank by presenting fraudulent identification in the name of the account holder to tellers of these banks in an effort to cash checks or withdraw money from the banks.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1, 2 and 4 through 9 and Overt Acts 1 through 9 of Count One are realleged here.

2. From on or about December 1, 2006 to on or about December 10, 2007, in the Eastern District of Pennsylvania, and elsewhere, defendant

DENNIS CLARK II

knowingly executed, and attempted to execute, and aided and abetted the execution of, a scheme

to defraud Citizens Bank, and to obtain monies owned by and under the care, custody and control

of Citizens Bank by means of materially false and fraudulent pretenses, representations and promises.

THE SCHEME

It was part of the scheme that:

3. Between on or about December 1, 2006, and on or about September 27, 2007, defendant DENNIS CLARK II used his position at Prudential Insurance to improperly acquire personal and account information for Citizens Bank accounts belonging to R.B., P.C., B.F., E.G., D.G., W.H., J.K., C.M., T.Mo., T.Mu., I.N., T.P., M.S., R.T., R.W., and C.W.

4. Defendant DENNIS CLARK II then sold that personal and account information to other persons who used the stolen account information in the manufacture of false identification documents and the cashing of fraudulent checks or the making of fraudulent

withdrawals to acquire or attempt to acquire approximately \$67,175 from Citizens Bank by cashing fraudulent checks or making fraudulent withdrawals on accounts belonging to R.B., P.C., B.F., E.G., D.G., W.H., J.K., C.M., T.Mo., T.Mu., I.N., T.P., M.S., R.T., R.W., and C.W.

5. In furtherance of the scheme, other individuals cashed and attempted to cash the following counterfeit checks and made and attempted to make the following fraudulent withdrawals:

<u>DATE</u>	<u>LOCATION</u>	<u>VICTIM ACCOUNT HOLDER</u>	<u>AMOUNT</u>
9/05/07	Philadelphia, PA	R.B.	\$1600
9/05/07	Philadelphia, PA	R.B.	\$1500 attempt
1/22/07	Haverford, PA	P.C.	\$4800
1/23/07	Haverford, PA	P.C.	\$4000
1/25/07	Haverford, PA	P.C.	\$4500
1/29/07	Haverford, PA	P.C.	\$4500
1/30/07	Haverford, PA	P.C.	\$1900
5/21/07	Philadelphia, PA	B.F.	\$2500
5/22/07	Philadelphia, PA	B.F.	\$3800 attempt
9/13/07	Philadelphia, PA	E.G.	\$1600
9/14/07	Philadelphia, PA	E.G.	\$1900 attempt
9/20/07	Philadelphia, PA	D.G.	\$1900
4/16/07	Philadelphia, PA	W.H.	\$1000 attempt
5/21/07	Philadelphia, PA	J.K.	\$2500
5/21/07	Philadelphia, PA	J.K.	\$2875
5/22/07	Philadelphia, PA	J.K.	\$2500
5/22/07	Philadelphia, PA	J.K.	\$3000
8/24/07	McKean, PA	C.M.	\$1750
10/12/07	Philadelphia, PA	T.Mo.	\$1700

12/10/07	Horsham, PA	T.Mu.	\$2900 attempt
9/20/07	Philadelphia, PA	I.N.	\$1500 attempt
5/15/07	Philadelphia, PA	T.P.	\$1500
5/16/07	Philadelphia, PA	T.P.	\$1200 attempt
7/18/07	Haddon Heights, NJ	M.S.	\$2,500 attempt
9/06/07	Philadelphia, PA	R.T.	\$1750
7/24/07	Greentree, NJ	R.W.	\$2800 attempt
9/05/07	Ft. Washington, PA	C.W.	\$3000

All in violation of Title 18, United States Code, Sections 1344 and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1, 2 and 4 through 9 and Overt Acts 1 through 9 of Count One are realleged here.
2. From on or about December 1, 2006 to on or about December 10, 2007, in the Eastern District of Pennsylvania, and elsewhere, defendant

DENNIS CLARK II

knowingly executed, and attempted to execute, and aided and abetted the execution of, a scheme

to defraud Sovereign Bank, and to obtain monies owned by and under the care, custody and control of Sovereign Bank by means of materially false and fraudulent pretenses, representations and promises.

THE SCHEME

It was part of the scheme that:

3. Between on or about December 1, 2006, and on or about September 27, 2007, defendant DENNIS CLARK II used his position at Prudential Insurance to improperly acquire personal and account information for Sovereign Bank accounts belonging to C.C., J.F., and D.W.

4. Defendant DENNIS CLARK II then sold that personal and account information to other persons who used the stolen account information in the manufacture of false identification documents and the cashing of fraudulent checks or the making of fraudulent

withdrawals to acquire or attempt to acquire approximately \$30,900 from Sovereign Bank by cashing fraudulent checks or making fraudulent withdrawals on accounts belonging to C.C., J.F., and D.W.

7. In furtherance of the scheme, another person cashed the following counterfeit checks and made the following fraudulent withdrawals:

<u>DATE</u>	<u>LOCATION</u>	<u>VICTIM ACCOUNT HOLDER</u>	<u>AMOUNT</u>
7/21/07	Philadelphia, PA	C.C.	\$1200
7/21/07	Philadelphia, PA	C.C.	\$1200
9/12/07	Whitehall, PA	J.F.	\$5000
9/12/07	Williamsport, PA	J.F.	\$4800
7/31/07	Cheltenham, PA	D.W.	\$1200
7/31/07	Elkins Park, PA	D.W.	\$3500
7/31/07	Abington, PA	D.W.	\$3500
8/01/07	Chestnut Hill, PA	D.W.	\$3500
8/01/07	Philadelphia, PA	D.W.	\$3500
8/01/07	Philadelphia, PA	D.W.	\$3500

All in violation of Title 18, United States Code, Sections 1344 and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1, 2 and 4 through 9 and Overt Acts 1 through 9 of Count One are realleged here.
2. From on or about December 1, 2006 to on or about December 10, 2007, in the Eastern District of Pennsylvania, and elsewhere, defendant

DENNIS CLARK II

knowingly executed, and attempted to execute, and aided and abetted the execution of, a scheme to defraud M&T Bank, and to obtain monies owned by and under the care, custody and control of M&T Bank by means of materially false and fraudulent pretenses, representations and promises.

THE SCHEME

It was part of the scheme that:

3. Between on or about December 1, 2006, and on or about September 27, 2007, defendant DENNIS CLARK II used his position at Prudential Insurance to improperly acquire personal and account information for an M&T Bank account belonging to T.H.
6. Defendant DENNIS CLARK II then sold that personal and account information to another person, who used the stolen account information in the manufacture of false identification documents and the cashing of fraudulent checks or the making of fraudulent withdrawals to acquire or attempt to acquire approximately \$1,850 from M&T Bank by cashing fraudulent checks or making fraudulent withdrawals on an account belonging to T.H.

7. In furtherance of the scheme, another person cashed the following counterfeit checks:

<u>DATE</u>	<u>LOCATION</u>	<u>VICTIM ACCOUNT HOLDER</u>	<u>AMOUNT</u>
10/10/07	Hartford, MD	T.H.	\$150
10/12/07	Hartford, MD	T.H.	\$1700

All in violation of Title 18, United States Code, Sections 1344 and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1, 2 and 4 through 9 and Overt Acts 1 through 9 of Count One are realleged here.
2. From on or about December 1, 2006 to on or about December 10, 2007, in the Eastern District of Pennsylvania, and elsewhere, defendant

DENNIS CLARK II

knowingly executed, and attempted to execute, and aided and abetted the execution of, a scheme to defraud Wachovia Bank, and to obtain monies owned by and under the care, custody and control of Wachovia Bank by means of materially false and fraudulent pretenses, representations and promises.

THE SCHEME

It was part of the scheme that:

3. Between on or about December 1, 2006, and on or about September 27, 2007, defendant DENNIS CLARK II used his position at Prudential Insurance to improperly acquire personal and account information for Wachovia Bank accounts belonging to Mi.B., Me.B., G.B., D.B., M.C., E.E., R.F., R.H., A.H., C.J., M.K., J.K., C.L., T.L., C.M., J.M., R.N., P.N., C.S., T.T., M.T., R.T., and P.L.
4. Defendant DENNIS CLARK II then sold that personal and account information to other persons, who used the stolen account information in the manufacture of

false identification documents and the cashing of fraudulent checks or the making of fraudulent withdrawals to acquire or attempt to acquire approximately \$91,635 from Wachovia Bank by cashing fraudulent checks or making fraudulent withdrawals on accounts belonging to Mi.B., Me.B., G.B., D.B., M.C., E.E., R.F., R.H., A.H., C.J., M.K., J.K., C.L., T.L., C.M., J.M., R.N., P.N., C.S., T.T., M.T., R.T., and P.L.

7. In furtherance of the scheme, other individuals cashed and attempted to cash the following counterfeit checks and made and attempted to make the following fraudulent withdrawals:

<u>DATE</u>	<u>LOCATION</u>	<u>VICTIM ACCOUNT HOLDER</u>	<u>AMOUNT</u>
2/12/07	Kingston, PA	Mi.B.	\$4500
12/16/06	New Britain, PA	Me.B.	\$2500
2/23/07	West Lawn, PA	G.B.	\$4500
12/27/06	Bensalem, PA	D.B.	\$3500
12/18/06	Chalfont, PA	M.C.	\$2800
12/21/06	Plumsteadville, PA	E.E.	\$4200
2/09/07	Great Valley, PA	R.F.	\$4500
4/10/07	Clark Summit, PA	R.H.	\$1800
8/07/07	Philadelphia, PA	A.H.	\$959
5/30/07	Philadelphia, PA	C.J	\$850
5/31/07	Philadelphia, PA	C.J	\$850
6/04/07	Elkins Park, PA	C.J	\$850
6/05/07	Philadelphia, PA	C.J.	\$875 attempt
9/20/07	Hellerman, PA	M.K.	\$1700
9/20/07	Andalusia, PA	M.K.	\$1800
9/20/07	Feasterville, PA	M.K.	\$1600

9/21/07	Holmesburg, PA	M.K.	\$900
9/22/07	Chestnut Hill, PA	M.K.	\$900
9/22/07	Olney, PA	M.K.	\$800
2/21/07	Dresher, PA	J.K.	\$4500
2/23/07	Shillington, PA	J.K.	\$4500
12/18/06	Lansdale, PA	C.L.	\$2000
4/12/07	Shelton Square, CT	T.L.	\$3800
4/13/07	New Rochelle, NY	T.L.	\$3500
7/30/07	Philadelphia, PA	C.M.	\$1200
7/08/07	Philadelphia, PA	J.M	\$3184
12/28/07	Jeffersonville, PA	R.N.	\$2870
12/28/06	Pottstown, PA	R.N.	\$1550
1/19/07	Phoenixville, PA	P.N.	\$2800
3/19/07	Devon, PA	C.S.	\$1200
12/14/06	New Britain, PA	T.T.	\$1800
12/18/06	New Britain, PA	T.T.	\$3200
12/14/06	Plumsteadville, PA	M.T	\$3000
1/25/07	Pittston, PA	R.T.	\$4500
1/27/07	Ardmore, PA	R.T.	\$4200
09/06/07	Newport News, VA	P.L.	\$3000 attempt

All in violation of Title 18, United States Code, Sections 1344 and 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1, 2 and 4 through 9 and Overt Acts 1 through 9 of Count One are realleged here.
2. From on or about December 1, 2006 to on or about December 10, 2007, in the Eastern District of Pennsylvania, and elsewhere, defendant

DENNIS CLARK II

knowingly executed, and attempted to execute, and aided and abetted the execution of, a scheme to defraud PNC Bank, and to obtain monies owned by and under the care, custody and control of PNC Bank by means of materially false and fraudulent pretenses, representations and promises.

THE SCHEME

It was part of the scheme that:

3. Between on or about December 1, 2006, and on or about September 27, 2007, defendant DENNIS CLARK II used his position at Prudential Insurance to improperly acquire personal and account information for PNC Bank accounts belonging to L.B., N.D., J.H., S.McK., A.P., and M.H.
4. Defendant DENNIS CLARK II then sold that personal and account information to other persons who used the stolen account information in the manufacture of false identification documents and the cashing of fraudulent checks and the making of fraudulent withdrawals to acquire approximately \$12,150 from PNC Bank by cashing

fraudulent checks on accounts belonging to L.B., N.D., J.H., S.McK., A.P., and M.H.

5. In furtherance of the scheme, another person cashed the following counterfeit checks:

<u>DATE</u>	<u>LOCATION</u>	<u>VICTIM ACCOUNT HOLDER</u>	<u>AMOUNT</u>
9/05/07	Philadelphia, PA	M.H.	\$1300
9/07/07	Philadelphia, PA	S.McK.	\$1200
9/14/07	Philadelphia, PA	L.B.	\$800
9/14/07	Philadelphia, PA	L.B.	\$700
9/14/07	Philadelphia, PA	A.P.	\$1800
9/14/07	Philadelphia, PA	A.P.	\$1900
9/14/07	Philadelphia, PA	A.P.	\$1800
9/17/07	Philadelphia, PA	J.H.	\$250
10/29/07	W. Conshocken, PA	N.D.	\$500
10/30/07	Philadelphia, PA	N.D.	\$450
10/30/07	Philadelphia, PA	N.D.	\$500
10/30/07	Philadelphia, PA	N.D.	\$450
11/01/07	Philadelphia, PA	N.D.	\$500

All in violation of Title 18, United States Code, Sections 1344 and 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 1, 2 and 4 through 9 and Overt Acts 1 through 9 of Count One are realleged here.
2. From on or about December 1, 2006 to on or about December 10, 2007, in the Eastern District of Pennsylvania, and elsewhere, defendant

DENNIS CLARK II

knowingly executed, and attempted to execute, and aided and abetted the execution of, a scheme to defraud Commerce Bank, and to obtain monies owned by and under the care, custody and control of Commerce Bank by means of materially false and fraudulent pretenses, representations and promises.

THE SCHEME

It was part of the scheme that:

3. Between on or about December 1, 2006, and on or about May 24, 2007, defendant DENNIS CLARK II used his position at Prudential Insurance to improperly acquire personal and account information for a Commerce Bank account belonging to K.H.
4. Defendant DENNIS CLARK II then sold that personal and account information to other persons who used the stolen account information in the manufacture of false identification documents and the cashing of fraudulent checks or the making of fraudulent withdrawals to acquire or attempt to acquire approximately \$12,000 from Commerce Bank by

cashing fraudulent checks on an account belonging to K.H.

5. In furtherance of the scheme, another person cashed the following counterfeit checks:

<u>DATE</u>	<u>LOCATION</u>	<u>VICTIM ACCOUNT HOLDER</u>	<u>AMOUNT</u>
5/22/07	Flourtown, PA	K.H.	\$3500
5/22/07	Conshohocken, PA	K.H.	\$3500
5/22/07	Chestnut Hill, PA	K.H.	\$1500
5/24/07	Chestnut Hill, PA	K.H.	\$3500 attempt

All in violation of Title 18, United States Code, Sections 1344 and 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 1, 2006 through on or about September 20, 2007, in the Eastern District of Pennsylvania, defendant

DENNIS CLARK II

knowingly, and without authorization or in excess of authorized access, obtained information from a protected computer and such conduct involved an interstate communication.

In violation of Title 18, United States Code, Section 1030(a)(2)(C).

COUNTS NINE THROUGH EIGHTEEN

THE GRAND JURY FURTHER CHARGES THAT:

From on or about December 1, 2006 to on or about December 10, 2007, in the Eastern District of Pennsylvania and elsewhere, defendant

DENNIS CLARK II

knowingly and without lawful authority, transferred and used, and aided and abetted the use of, a means of identification of another person, that is, the use of the name and personal identifying information of the persons indicated below, each person constituting a separate count, during and
in relation to bank fraud.

<u>COUNT</u>	<u>DATE</u>	<u>ACCOUNT HOLDER</u>	<u>BANK</u>
9	5/21/07	B.F.	Citizens Bank
10	9/13/07	E.G.	Citizens Bank
11	4/16/07	W.H.	Citizens Bank
12	5/21/07	J.K.	Citizens Bank
13	8/24/07	C.M.	Citizens Bank
14	7/21/07	C.C.	Sovereign Bank
15	7/31/07	D.W.	Sovereign Bank
16	5/30/07	C.J.	Wachovia Bank
17	5/22/07	K.H.	Commerce Bank
18	9/06/07	M.H.	PNC Bank

In violation of Title 18, United States Code, Sections 1028A(a)(1), (c)(5) and 2.

NOTICE OF FORFEITURE

1. As a result of the violations of Title 18, United States Code, Sections 371, 1344, and 1028A, set forth in this indictment, defendant

DENNIS CLARK

shall forfeit to the United States of America any property, real or personal, that constitutes or is derived from proceeds traceable to the commission of such offenses, as charged in this indictment, including, but not limited to, the sum of \$189,235.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other

property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 982(a)(2).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**